



**4184-80-U**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Administration for Children and Families**

**CFDA Number: 93.568**

**Reallotment of FY 2013 Funds for the Low Income Home Energy Assistance Program (LIHEAP)**

**AGENCY:** Office of Community Services, ACF, HHS.

**ACTION:** Notice of determination concerning funds available for reallotment.

**SUMMARY:** Notice is hereby given of a preliminary determination that funds from the fiscal year (FY) 2013 Low Income Home Energy Assistance Program (LIHEAP) are available for reallotment to States, Territories, Tribes, and Tribal Organizations that receive FY 2014 direct LIHEAP grants. No subgrantees or other entities may apply for these funds. Section 2607(b)(1) of the Low Income Home Energy Assistance Act (the Act), Title XXVI of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 8621 *et seq.*), as amended, requires that if the Secretary of the U.S. Department of Health and Human Services (HHS) determines that, as of September 1 of any fiscal year, an amount in excess of certain levels allotted to a grantee for any fiscal year will not be used by the grantee during the fiscal year, the Secretary must notify the grantee and publish a notice in the *Federal Register* that such funds may be reallocated to LIHEAP grantees during the

following fiscal year. If reallocated, the LIHEAP block grant allocation formula will be used to distribute the funds. (No funds may be allotted to entities that are not direct LIHEAP grantees during FY 2014.)

It has been determined that **\$2,192,230** may be available for reallocation during FY 2014. This determination is based on revised Carryover and Reallocation Reports from the State of Nebraska, Salt River Pima-Maricopa Indian Community, and the Delaware Tribe of Indians, which were submitted to the Office of Community Services as required by 45 CFR 96.82.

The statute allows grantees who have funds unobligated at the end of the federal fiscal year for which they are awarded to request that they be allowed to carry over up to 10 percent of their allotments to the next federal fiscal year. Funds in excess of this amount must be returned to HHS and are subject to reallocation under section 2607(b)(1) of the Act. The amount described in this notice was reported as unobligated FY 2013 funds in excess of the amount that the State of Nebraska, Salt River Pima-Maricopa Indian Community, and the Delaware Tribe of Indians could carry over to FY 2014.

Each of the grantees mentioned above were notified and confirmed that the FY 2013 funds indicated in the chart below may be reallocated. In accordance with section 2607(b)(3), the Chief Executive Officers of the grantees referenced in the chart below have 30 days from the date of this publication to submit comments to: Jeannie L. Chaffin,

Director, Office of Community Services, 370 L'Enfant Promenade, SW., Washington, DC 20447.

After considering any comments submitted, the Chief Executive Officers will be notified of the final reallocation amount, and this decision also will be published in the ***Federal Register***. If funds are reallocated, they will be allocated in accordance with section 2604 of the Act and must be treated by LIHEAP grantees receiving them as an amount appropriated for FY 2014. As FY 2014 funds, they will be subject to all requirements of the Act, including section 2607(b)(2), which requires that a grantee obligate at least 90 percent of its total block grant allocation for a fiscal year by the end of the fiscal year for which the funds are appropriated, that is, by September 30, 2014.

Estimated Reallocation Amounts of FY 2013 LIHEAP Funds	
Grantee Name	FY 2013 Reallocation Amount
State of Nebraska.....	\$2,180,356.00
Delaware Tribe of Indians.....	\$9,793.00
Salt River Pima-Maricopa Indian Community....	\$2,081.00
Total.....	\$2,192,230.00

**DATES:** The comment period expires [INSERT DATE 30 DAYS FROM DATE OF PUBLICATION IN THE FEDERAL REGISTER].

**FOR FURTHER INFORMATION CONTACT:** Lauren Christopher, Energy Program Operations Branch Chief, Division of Energy Assistance, Office of Community Services, 370 L'Enfant Promenade, SW., Washington, DC, 20447; telephone (202) 401-4870; e-mail: [lauren.christopher@acf.hhs.gov](mailto:lauren.christopher@acf.hhs.gov).

**STATUTORY AUTHORITY:** 45 CFR 96.81 and 42 U.S.C. 8621 *et seq.*

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Lynda Pérez,

Acting Director,

Office of Community Services.

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